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QUEEN SUES FOR HER PROPERTY

SENTRY STOPS WIFE MURDER

"Halt or I fire!"

Not so much the words, for the drink-crazed and murderously inclined Japanese prowler may not have understood, but the commanding and startling tone of the order brought Mito to a sudden stop in the darkness on the outskirts of Fort De Russey shortly before midnight yesterday.

The sentry had observed this Japanese sneaking around in a mysterious manner on more than one occasion, and last night when he saw the man trying to effect an entrance to one of the servants' quarters of one of the officers' houses, he collared the Jap and the latter was placed under guard, until this morning, a revolver being found on his person. This morning he

was handed over to the police.

Investigation by Chief of Detectives McDuffie reveals the fact that Mito, as he gives his name, had been working up a murderous madness by many drinks, and that he had armed himself evidently with the intention of killing a Japanese woman, whom he claims to be his wife and who is employed as a domestic by one of the officers of Fort De Russey, Waikiki. The Japanese had all the symptoms of a sulky and crazy husband on the trail of wife's blood.

But for the watchfulness of the faithful sentry, a little Japanese woman would probably this day be lying in the morgue, a pretty woman turned to unlovely clay.

SAVED BY A PILL FROM MURDER CHARGE

Bluejacket J. P. Hussey of the U. S. S. Colorado may have escaped the gallows through the timely application of a little simple physic.

City Physician Bruce McV. Mackall may have saved Hussey's life by a pill.

Hussey is held at the police station for shooting a Japanese, Kaichi, in Iwilei, nearly two weeks ago, shortly before the fleet left for the mainland.

It was thought the Japanese would die. Kaichi was taken to the Japanese hospital where he has hovered between life and death. No charge has been placed against Hussey for the reason that the police authorities are waiting to see if Kaichi lives. If Kaichi lives, as is now very likely, the bluejacket will probably be charged with assault with a weapon, possibly with intent to kill; but, except for a timely and very simple remedy applied by Dr. Mackall, the Japanese would have died and Hussey would

have been charged with murder, and might have had to go to the gallows as the slayer of a fellow man, when as a matter of fact the death of Kaichi would have been due to nothing more sensational than liver trouble.

The Japanese hospital physician thought Kaichi was in danger of death unless an operation was performed for what he considered to be an abscess near the wound occasioned by Hussey's bullet. He communicated with the police department so that some police representative might be present at the contemplated operation. City Physician Mackall was therefore asked to attend, and he made an examination, discovering that the patient's liver had been in a morbid state for six days. His temperature was at 104.

Mackall caused relief and the patient is rapidly improving. Had the Japanese died for lack of a physic, Hussey would have been charged with murder and might have been hanged.

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SPRECKELS WILL FILED

(Special cable to the Star.)

SAN FRANCISCO, February 18.—By her last will the late Mrs. Claus Spreckels leaves her estate in equal portions to her sons Rudolph and Claus Spreckels and her married daughter Emma. It is mentioned in the will that the other children were provided for by their father.

(Special Cable to The Star.)
SAN FRANCISCO, Feb. 19.—Hiram Johnson has been named as the candidate for Governor of California of the Lincoln-Roosevelt League.

WASHINGTON, D. C., February 19.—President Taft is confident of the passage by Congress of the Statehood bill for Arizona and New Mexico, the postal savings bill, and the anti-injunction amendments to the interstate commerce law.

FLAG THE TRAIN.

When your train is flying for the open switch and the danger signals of sleeplessness, headache, irritability and general nervousness are flashed before you, flag your engine before disaster, by taking Dr. Miles' Nervine. At drug-gists. Money back if first bottle fails to benefit.

COMES TO OAHU TO INSPECT TROOPS

(Associated Press Cable to The Star.)

SAN FRANCISCO, February 19.—Colonel Von Schroeder, U. S. A., will leave here for Honolulu in the U. S. army transport Crook for general inspection in Oahu.

HARBOR SUCCEEDS ADMIRAL SEBREE

SAN FRANCISCO, February 19.—Rear Admiral Uriel Sebree, who recently returned from the Orient in command of the U. S. Pacific fleet of eight armored cruisers, was retired from active service today, being succeeded in command of the warships of the Pacific by Rear Admiral Harbor.

REFUSE TO WORK WITH ORIENTALS

SAN FRANCISCO, February 19.—The labor council has adopted resolutions to the effect that members of the organization shall not be permitted to work in houses where Orientals are employed.

EXPLOSION COURT MARTIAL

SAN FRANCISCO, February 19.—Lieutenant McIntyre is now being examined by courtmartial for his responsibility for the explosion aboard the U. S. S. Colorado whereby several men were injured through a defective charge.

ITALIAN SHIP LOST

QUEENSTOWN, Ireland, Feb. 19.—The Italian ship F. S. Ciampa, with her entire crew, has been lost in Dunwoody bay.

CONSULS SEEK PEACE

MANAGUA, Feb. 19.—A battle is in progress at San Vicente. The consuls offer to mediate between the government and rebel forces.

TILLMAN HAS CHANCE

WASHINGTON, D. C., Feb. 19.—Senator Tillman is said by his physicians to have an even chance for recovery.

WASHINGTON, D. C., Feb. 19.—The cross-examination of Glavis has been abruptly terminated.

Opium Smugglers Get Four Months

"It may be hard, but Chinese on vessels must be made to realize that they must not bring opium into this country."

Judge Robertson made the foregoing remark upon sentencing Leong Lai and Leong Hee Yen, the boat-swain and assistant boat-swain of the Pacific Mail Steamship Asia, this morning. They had murmured through the interpreter appeals for leniency, when the sentence of the court was pronounced giving them each four months' imprisonment and payment of costs. They had pleaded

CLAIMS SHE MISUNDERSTOOD TRUST DEED

Queen Liliuokalani has brought suit in the Circuit Court to revoke her deed of trust to A. S. Cleghorn, W. O. Smith and Curtis P. Laukea, which has been in force less than three months.

Thompson, Clemons & Wilder filed the complaint today, the suit being that of Liliuokalani vs. A. S. Cleghorn, William O. Smith, Curtis P. Laukea, John Dominis Aimoku, Joseph Kalponohea Aea and twenty-one others, including all the beneficiaries of the trust deed.

There is no fault found in the declaration with the conduct of the trustees. Neither is there any averment of injustice or of improvidence in the provisions and terms of the deed. It is mentioned elsewhere that she reserved in the deed for her lifetime her residences of Washington Place, Honolulu, and Keolu, Waikiki.

Liliuokalani states that on January 21 in the city of Washington, by an instrument in writing, she revoked, cancelled and set aside the deed. A request to the trustees to reconvey the property to her made on February 10, was refused.

John Dominis Aimoku and Joseph Kalponohea Aea, two of the principal beneficiaries, joined in the instrument of revocation and in the request to the trustees to reconvey the property.

Telling about her execution of the deed on December 2 last, Liliuokalani declares it was without any consideration but with the understanding and belief that it was revocable. She regarded it as a testamentary disposition of her property which could be annulled at any time. It is recited:

"That plaintiff is an elderly woman of the age of seventy-two years and upwards and at the time of the execution of said trust deed was and, for a considerable time prior thereto had been, enfeebled in body by reason of her age and many cares and worries with which she had been beset, and at all times herein mentioned was dependent upon the aid, advice and counsel of some person other than herself for the proper management of her property, estate, business and affairs, and at the time of the execution of the said trust deed herein mentioned was in fact and for a considerable time previous thereto had been dependent upon the aid, advice and counsel of said defendant, Curtis P. Laukea, in said matters."

She was not advised by Laukea, on whom she exclusively relied, to have inserted any clause or provision that the deed might at any time or at all be rescinded or revoked, neither that the deed as executed would or might prevent or defeat any subsequent testamentary disposition by plaintiff of her property. It was through inadvertence and mistake caused by the acts and doings of Laukea that an express clause reserving the right of revocation was omitted.

Liliuokalani says she was first informed that it might be claimed by some one or more of the defendants that the deed was not revocable after arriving in the State of California from the Territory of Hawaii about the first of this year. Thereupon she took prompt steps to have the deed revoked, cancelled, annulled and set aside.

She now believes and alleges that the advice given her by Laukea "was unfair, disadvantageous and prejudicial to her and that she was by him ill-advised and allowed to entertain a mistaken belief and understanding of and concerning the trust deed."

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